



P/3255-103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Ange LUPPI et al

Serial No.: 10/593,211

Filed: September 15, 2006

For: **METHOD AND SYSTEM FOR STARTING UP A PIPELINE**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**SUPPLEMENTAL DECLARATION BY PARTY WITH PROPRIETARY
RIGHTS IN THE APPLICATION UNDER 37 C.F.R. § 1.47(a) and/or (b)**

Sébastien DuBois declares:

I am the deputy head of the Intellectual Property Department of Technip France, which is the owner of all rights to the invention disclosed in and in the above noted United States patent application and any United States patent resulting therefrom.

Attached hereto is the previous Declaration of Gilles Degremont, head of the Intellectual Property Department of Technip France. I have read and agree with his statements therein and incorporate his statements by reference to avoid repetition.

I have seen the Decision On Petition under 37 C.F.R. § 1.47(a) mailed June 15, 2007 from the United States Patent and Trademark Office to our United States attorney. The Decision states *inter alia*:

A review of the present petition reveals that petitioner has not shown that a bona fide attempt was made to present the application papers....to Roland Daly...it is unclear from the present petition and accompanying documents whether Roland Daly has been presented with a complete copy of the application papers as required. The mailing of the declaration/assignment is not considered a complete copy of the application....where a refusal of the inventor to sign the application papers is alleged, a statement of the facts is needed from a person having first hand knowledge of the facts that a complete copy of the application

(specification, claims, drawings and declaration) were sent to Mr. Daly and when such papers were sent.

I am the person with first hand knowledge and supply that information.

On August 20, 2007, I sent to Mr. Daly a letter in the English language, of which a copy is attached hereto as Exhibit A, to Mr. Daly's last known address as indicated in the Declaration of Mr. Degremont which was Roland Daly, 13 rue du Cherche Midi, 75006 Paris, France. I am informed and believe as I have spoken with Mr. Daly or have been informed by someone who spoke to Mr. Daly that he had been a resident of England and was familiar with the English language.

My letter to Mr. Daly, Exhibit A, shows that in the envelope I mailed to him, I enclosed the complete United States specification, drawings and claims of United States application No. 10/593,211 along with the Applicant's Declaration. I asked Mr. Daly to sign the Declaration after he had read and approved the text of the application.

My letter was sent to Mr. Daly by registered mail. He received my registered mail envelope because the acknowledgment receipt was signed and returned to us. A copy of the acknowledgment receipt is attached as Exhibit B.

I have not received any reply from Mr. Daly to the letter and have not received the signed application papers or the signed Declaration from Mr. Daly.

In addition, I note that I was working along with Gilles Degremont on this matter when Mr. Degremont's letter was sent to Mr. Daly and I know that the letter earlier sent to Mr. Daly also was accompanied by the complete application papers including the specification, claims, drawings and Applicant Declaration. The Decision on Petition questioned that. Therefore, the same documents have already been sent to Mr. Daly twice.

As the only evidence stated in the Decision as still missing was evidence that the complete application papers were sent to Mr. Daly, and as I sent them to him again in August 2007 and as they have been previously sent to him by Mr. Degremont and as the evidence shows that Mr. Daly received those documents but that no reply to my letter has been received, it is submitted that the present application is in condition for acceptance under United States Rule 37 C.F.R. 1.47 and such relief is requested, so that the party

with proprietary interest in this application may have it continue through examination at the United States Patent and Trademark Office.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 08/October/2007



Sébastien DuBois



OFGS File: P/3255-103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.:

Ange LUPPI et al.

Date: October 12, 2007

Serial No.: 10/593,211

Filed: September 15, 2006

International Appl. No.: PCT/FR2005/000558

International Filing Date: 9 March 2005

For: METHOD AND SYSTEM FOR STARTING UP A PIPELINE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RENEWED PETITION UNDER 37 C.F.R. 1.47(a)
AND
RESPONSE TO DECISION ON PETITION**

Sir:

In response to the U.S. Patent and Trademark Office's Decision on Petition, mailed June 15, 2007, the undersigned encloses a Supplemental Declaration By Party With Proprietary Rights In The Application Under 37 C.F.R. §1.47(a) and/or (b), signed by Sébastien DuBois on October 8, 2007.

The U.S. Patent and Trademark Office stated the petitioner did not show a bona fide attempt to present the application papers (specification, claims, drawings and oath/declaration) to Roland Daly. Sébastien DuBois' attached Supplemental Declaration states that on August 20, 2007, he sent the application papers (specification, claims, drawings and oath/declaration) to Roland Daly by registered mail with return-receipt postcard (see Exhibit A). Also attached is a copy of the return-receipt postcard, signed by Roland Daly, acknowledging receipt that he did receive all the required application documents (see Exhibit B).

Accordingly, in view that the factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort has been completely satisfied, it is respectfully requested that our Petition Under 37 C.F.R. 1.47(a) or (b), filed January 23, 2007 be granted.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to:

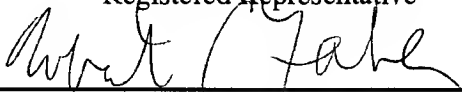
Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450, on October 12, 2007:

Robert C. Faber

Name of applicant, assignee or
Registered Representative



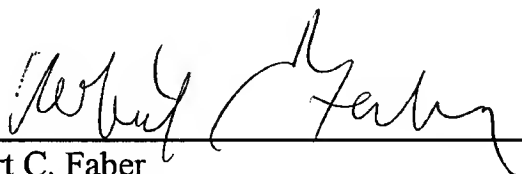
Signature

October 12, 2007

Date of Signature

RCF:rra

Respectfully submitted,



Robert C. Faber

Registration No.: 24,322

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